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**UTILITY PATENT APPLICATION TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. RDID 0030 US

First Inventor BHULLAR

Title BIOSENSOR

Express Mail Label No. EK939501625US

11/01/00

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)

2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.

3. ☒ Specification [Total Pages 20]  
(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the invention
- Brief Summary of the invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 4]

5. Oath or Declaration [Total Pages 4]

a. ☒ Newly executed (original or copy)

b. ☐ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 17 completed)

i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a. ☐ Computer Readable Form (CRF)

b. Specification Sequence Listing on:

i. ☐ CD-ROM or CD-R (2 copies); or

ii. ☐ paper

c. ☐ Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9. ☒ Assignment Papers (cover sheet & document(s))

10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney

11. ☐ English Translation Document (if applicable)

12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations

13. ☐ Preliminary Amendment

14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. ☐ Other: \_\_\_\_\_

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:


☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

Prior application information: \_\_\_\_\_ Examiner: \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_

of prior application No.: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18. CORRESPONDENCE ADDRESS**

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Signature  Date Nov. 1, 2000

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**FEE TRANSMITTAL  
for FY 2000**

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$) 748.00**Complete if Known**

Application Number	To be Assigned
Filing Date	To Be Assigned
First Named Inventor	Herewith
Examiner Name	BHULLAR
Group Art Unit	To Be Assigned
Attorney Docket No.	RPID 0030 US

**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to.

Deposit Account Number: 02-2958

Deposit Account Name: Roche Diagnostics Corporation

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 690	201 345	Utility filing fee	690
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 690	208 345	Reissue filing fee	
114 150	214 75	Provisional filing fee	

**SUBTOTAL (1)** (\$) 690**2. EXTRA CLAIM FEES**

Total Claims: 21 - 20\*\* = 1 x 18 = 18

Independent Claims: 3 - 3\*\* = 0 x 0 = 0

Multiple Dependent: = 0

\*\*or number previously paid, if greater, For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 78	202 39	Independent claims in excess of 3
104 260	204 130	Multiple dependent claim, if not paid
109 78	209 39	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$) 18**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 380	216 190	Extension for reply within second month	
117 870	217 435	Extension for reply within third month	
118 1,360	218 680	Extension for reply within fourth month	
128 1,850	228 925	Extension for reply within fifth month	
119 300	219 150	Notice of Appeal	
120 300	220 150	Filing a brief in support of an appeal	
121 260	221 130	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,210	241 605	Petition to revive - unintentional	
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	40
146 690	246 345	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 690	249 345	For each additional invention to be examined (37 CFR § 1.129(b))	
179 690	279 345	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$) 40**SUBMITTED BY**

Name (Print/Type) Jill L. Woodburn

Signature *Jill L. Woodburn*

Registration No. (Attorney/Agent)

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Date

Nov. 1, 2000

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## Field of the Invention

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couple the bottom side to the substrate to define a sealed portion and an unsealed portion. The unsealed portion cooperates with the substrate to define a channel extending across the reagent.

Additional features of the invention will become apparent to those skilled in the art upon consideration of the following detailed description of the preferred embodiment exemplifying the best mode of carrying out the invention as presently perceived.

#### Brief Description of the Drawings

The detailed description particularly refers to the accompanying figures in which:

Fig. 1 is an exploded assembly view of a biosensor in accordance with the present invention, showing the biosensor including a substrate, a reagent, and a cover formed to cover the reagent and substrate;

Fig. 2 is a perspective view of the assembled biosensor of Fig. 1;

Fig. 3 is a plan view of the biosensor of Fig. 2 with portions broken away;

Fig. 4 is a an enlarged cross-sectional view taken along lines 4-4 of Fig. 3;

Fig. 5 is an enlarged cross-sectional view taken along lines 5-5 of Fig. 3;

Fig. 6 is a perspective view of a cover;

Fig. 7 is a perspective view of a biosensor in accordance with another aspect of the present invention, the biosensor including the cover of Fig.6;

Fig. 8 is a perspective view of another cover;

Fig. 9 is a perspective view of a biosensor in accordance with another aspect of the present invention, the biosensor including the cover of Fig. 8;

Fig 10 is an exploded assembly view of a biosensor in accordance with another aspect of the present invention showing the biosensor including a substrate, a reagent, and a cover having two spaced-apart openings; and

Fig. 11 is a perspective view of the assembled biosensor of Fig. 10.

#### Detailed Description of the Drawings

The present invention relates to a biosensor that enables a capillary channel to be produced at low cost with commercially available technologies. The biosensor of the present invention includes a cover and a substrate, both of which are formed without a predefined channel and a reagent supported by the substrate. The cover is

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Member of ICI Group, Bridgewater, NJ. It is appreciated that cover 12 may be coupled to bottom substrate 14 using a wide variety of commercially available adhesives or with welding (heat or ultrasonic) in accordance with this disclosure. It is also appreciated that second surface 50 of cover 12 may be printed with, for example, product labeling or instructions for use in accordance with this disclosure.

As shown in Fig. 3, since cover 12 lacks a pre-defined channel, it lies in a generally flat position upon substrate 14. Since cover 12 and substrate 14 inherently do not lie perfectly flat against one another, when portions 36 of cover 12 are coupled to substrate 14, small gaps/channels 40, 62, 64 are created by default between unsealed portions 38 and substrate 14. It is believed that these gaps/channels 40, 62, 64 are created due to surface irregularities of cover 12 and substrate 14 as well as due to the presence of reagent. See the enlarged views of Figs. 4 and 5. Biosensor 10 takes advantage of these surface irregularities as well as the thickness of the reagent to form capillary channel 40 to move small volumes of blood across substrate 14 and toward reagent 20.

Referring now to Figs. 3 and 4, cover 12 is coupled to substrate 14 so that sealed portion 36 has an interior border 66 and an exterior border 68. Interior border 66 is generally U-shaped and includes opposite legs 70, 72 and a curved end 74 extending between legs 70, 72. Exterior borders 68 are generally linear and lie spaced-apart from edges 56, 58 to form unsealed portions 37 of cover 12. Unsealed portions 37 of cover 12 form gaps 62, 64 between cover 12 and substrate 14. Although sealed portion 36 and unsealed portions 37, 38 are clearly distinguishable from one another in the views of Figs. 2, and 3, it is appreciated that portions 36, 37, 38 will not always be visible to a user. For example, portions 36, 37, 38 may not be visible to a user when cover 12 is opaque. Portion 36 may, however, be visible to a user of biosensor 10 during use when cover 12 is transparent and the liquid sample being tested is colored. In addition, it is appreciated that the shape and size of borders 66, 68 can vary in accordance with this disclosure.

Unsealed portion 36 of cover 12 is positioned within border 66 and cooperates with substrate 14 to form capillary channel 40 between cover 12 and substrate 14. Referring again to the enlarged cross-sectional view of Fig. 4, channel 40 is defined by cover 12, substrate 14, and interior border 66 of sealed portion 36. In addition, channel 40 is aligned with opening 60 and extends to end 54 of cover 12. See Figs. 3 and 5. Channel 40 has a height, as shown by arrows 46 in Fig. 4, of about 1  $\mu\text{m}$  to

about 60 $\mu$ m, preferably 2 $\mu$ m to about 30 $\mu$ m, and most preferably about 5 $\mu$ m to about 15 $\mu$ m. In addition, the width of channel 40 between opposite legs 70, 72 of exterior border 66 is about 1 mm to about 4 mm, preferably 2 mm to about 3 mm, most preferably about 2.5 mm to about 2.75 mm. It is appreciated that since the channel is not pre-formed in either cover 12 or substrate 14, the height of channel will vary depending upon surface irregularities that are inherent to the material from which cover 12 and substrate 14 are formed, the thickness of reagent, and the consistency of the applied adhesive (if present).

Bottom substrate 14 of biosensor 10 includes a first surface 22 that supports conductive tracks 16, 18 and an opposite second surface 24. See Figs. 4-5. In addition, substrate 14 has opposite ends 26, 28 and edges 30, 32 extending between ends 26, 28. See Fig. 1. Bottom substrate 14 may be constructed from a wide variety of insulative materials. Non-limiting examples of insulative materials that provide desirable electrical and structural properties include glass, ceramics, vinyl polymers, polyimides, polyesters, and styrenics. Preferably, bottom substrate 14 is a flexible polymer, such as a polyester or polyimide. A non-limiting example of a suitable material is 5 mil thick KALADEX<sup>®</sup>, a polyethylene naphthalate film commercially available from E.I. DuPont de Nemours, Wilmington, Delaware, which is coated with gold with gold by LPKF Laser Electronic GmbH, of Garbsen, Germany.

Biosensors 10 in accordance with the present invention are each formed to include a pre-defined reaction area 78 where the sensing takes place. When the biosensor is electrochemical, the pre-defined area is an electrochemical area that is located on a portion of the electrodes 16, 18. Referring now to Fig. 1, biosensor 10 includes an electrochemical reaction area 78, which is defined as the area of electrodes where reagent 20 is located. A recess 34 is formed in substrate 14 of biosensor 10 and extends about a portion of area 78. It is appreciated that recess 34 can take on any number of shapes and sizes in accordance with this disclosure. The method of forming recess 34 in substrate 14 is not limited. For example, the recess may be formed by indenting, embossing, etching (e.g., using photolithographic methods or laser removal of a portion of the base material), or otherwise deforming or removing a portion of the base material. For a further description of recesses, see U.S. Patent Application No. *Not Yet Available* entitled Biosensor to Bhullar et al., which was filed in the U.S. Patent and Trademark Office on October 6, 2000, the disclosure of which is expressly incorporated herein by reference.

As shown in Fig. 1, electrically conductive tracks 16, 18 are created or isolated onto first surface 22 of bottom substrate 14. Tracks 16, 18 represent the electrodes of biosensor 10. As used herein, the phrase "electrode set" is a set of at least two electrodes, for example 2 to 200, or 3 to 20, electrodes. These electrodes may, for example, be a working electrode and a reference electrode. Tracks 16, 18 cooperate to form an interdigitated electrode array 80 positioned within the periphery of recess 34 and leads 82 that extend from array 80 toward end 28.

Tracks 16, 18 are constructed from electrically-conductive materials. Non-limiting examples of electrically-conductive materials include aluminum, carbon (such as graphite), cobalt, copper, gallium, gold, indium, iridium, iron, lead, magnesium, mercury (as an amalgam), nickel, niobium, osmium, palladium, platinum, rhodium, rhodium, selenium, silicon (such as highly doped polycrystalline silicon), silver, tantalum, tin, titanium, tungsten, uranium, vanadium, zinc, zirconium, mixtures thereof, and alloys, oxides, or metallic compounds of these elements. Preferably, tracks include gold, platinum, palladium, iridium, or alloys of these metals, since such noble metals and their alloys are unreactive in biological systems. Most preferably, track 16 is a working electrode made of gold, and track 18 is an auxiliary electrode that is also made of gold and is substantially the same size as the working electrode.

Tracks 16, 18 are formed or created or isolated from the rest of the electrically-conductive surface by laser ablation. Techniques for forming electrodes on a surface using laser ablation are known. See, for example, U.S. Patent Application No. 09/411,940, filed October 4, 1999, and entitled "LASER DEFINED FEATURES FOR PATTERNED LAMINATES AND ELECTRODE", the disclosure of which is expressly incorporated herein by reference. Tracks 16, 18 are preferably created by removing the electrically conductive material from an area extending around the electrodes.

Tracks 16, 18 are preferably created by removing the electrically-conductive material from an area extending around the electrodes. Therefore, tracks 16, 18 are isolated from the rest of the electrically-conductive material on bottom substrate 14 by a gap having a width of about 25  $\mu\text{m}$  to about 500  $\mu\text{m}$ , preferably about 100  $\mu\text{m}$  to about 200  $\mu\text{m}$ . Alternatively, it is appreciated that tracks 16, 18 may be created by laser ablation alone on bottom substrate 14. Further, tracks 16, 18 may be laminated, screen-printed, or formed by photolithography in accordance with this disclosure.



Multi-electrode arrangements are also possible in accordance with this disclosure. For example, it is contemplated to form a biosensor 10 that includes an additional electrically conductive track (not shown). In a three-electrode arrangement, the first track is a working electrode, the second is a counter electrode, and the third electrode is a reference electrode. It is also appreciated that a three-electrode arrangement is possible where tracks are working electrodes and a third electrode is provided as an auxiliary or reference electrode in accordance with this disclosure. It is appreciated that the number of tracks, as well as the spacing between tracks in array 80 may vary in accordance with this disclosure and that a number of arrays may be formed as will be appreciated by one of skill in the art.

Reagent 20 provides electrochemical probes for specific analytes and is applied onto bottom substrate 14 such that reagent 20 covers array 80. A liquid reagent 20 is placed onto array 80. The choice of specific reagent 20 depends on the specific analyte or analytes to be measured, and are well known to those of ordinary skill in the art. An example of a reagent that may be used in biosensor 10 of the present invention is a reagent for measuring glucose from a whole blood sample. A non-limiting example of a reagent for measurement of glucose in a human blood sample contains 62.2 mg polyethylene oxide (mean molecular weight of 100-900 kilo Daltons), 3.3 mg NATROSOL 244M, 41.5 mg AVICEL RC-591 F, 89.4 mg monobasic potassium phosphate, 157.9 mg dibasic potassium phosphate, 437.3 mg potassium ferricyanide, 46.0 mg sodium succinate, 148.0 mg trehalose, 2.6 mg TRITON X-100 surfactant, and 2,000 to 9,000 units of enzyme activity per gram of reagent. The enzyme is prepared as an enzyme solution from 12.5 mg coenzyme PQQ and 1.21 million units of the apoenzyme of quinoprotein glucose dehydrogenase. This reagent is further described in U.S. Patent No. 5,997,817, the disclosure of which is incorporated herein by reference.

When hematocrit is to be determined, the reagent includes oxidized and reduced forms of a reversible electroactive compound (potassium hexacyanoferrate (III) ("ferricyanide") and potassium hexacyanoferrate (II) ("ferrocyanide"), respectively), an electrolyte (potassium phosphate buffer), and a crystalline material (Avicel RC-591F - a blend of 88% crystalline cellulose and 12% sodium carboxymethyl-cellulose, available from FMC Corp.). Concentrations of the components within the reagent before drying are as follows: 400 millimolar (mM) ferricyanide, 55 mM ferrocyanide, 400 mM potassium phosphate, and 2.0% (weight:

volume) Avicel. A further description of the reagent for a hematocrit assay is found in U.S. Patent No. 5,385,846, the disclosure of which is incorporated herein by reference.

Non-limiting examples of enzymes and mediators that may be used in  
5 measuring particular analytes in sensor 10 of the present invention are listed below in  
Table 1.

TABLE 1

Analyte	Enzymes	Mediator (Oxidized Form)	Additional Mediator
Glucose	Glucose Dehydrogenase and Diaphorase	Ferricyanide	
Glucose	Glucose-Dehydrogenase (Quinoprotein)	Ferricyanide	
Cholesterol	Cholesterol Esterase and Cholesterol Oxidase	Ferricyanide	2,6-Dimethyl-1,4- Benzoquinone 2,5-Dichloro-1,4- Benzoquinone or Phenazine Ethosulfate
HDL Cholesterol	Cholesterol Esterase and Cholesterol Oxidase	Ferricyanide	2,6-Dimethyl-1,4- Benzoquinone 2,5-Dichloro-1,4- Benzoquinone or Phenazine Ethosulfate
Triglycerides	Lipoprotein Lipase, Glycerol Kinase, and Glycerol-3-Phosphate Oxidase	Ferricyanide or Phenazine Ethosulfate	Phenazine Methosulfate
Lactate	Lactate Oxidase	Ferricyanide	2,6-Dichloro-1,4- Benzoquinone
Lactate	Lactate Dehydrogenase and Diaphorase	Ferricyanide Phenazine Ethosulfate, or Phenazine Methosulfate	
Lactate	Diaphorase Dehydrogenase	Ferricyanide	Phenazine Ethosulfate, or Phenazine Methosulfate
Pyruvate	Pyruvate Oxidase	Ferricyanide	
Alcohol	Alcohol Oxidase	Phenylenediamine	
Bilirubin	Bilirubin Oxidase	1-Methoxy- Phenazine Methosulfate	
Uric Acid	Uricase	Ferricyanide	

In some of the examples shown in Table 1, at least one additional enzyme is used as a reaction catalyst. Also, some of the examples shown in Table 1 may utilize

an additional mediator, which facilitates electron transfer to the oxidized form of the mediator. The additional mediator may be provided to the reagent in lesser amount than the oxidized form of the mediator. While the above assays are described, it is contemplated that current, charge, impedance, conductance, potential, or other  
5 electrochemically indicated property of the sample might be accurately correlated to the concentration of the analyte in the sample with biosensor 10 in accordance with this disclosure.

A plurality of biosensors 10 are typically packaged in a vial, usually with a stopper formed to seal the vial. It is appreciated, however, that biosensors 10 may be  
10 packaged individually, or biosensors can be folded upon one another, rolled in a coil, stacked in cassette magazine, or packed in a blister packaging.

Biosensor 10 is used in conjunction with the following:

1. a power source in electrical connection with the electrodes and capable of supplying an electrical potential difference between the electrodes sufficient to  
15 cause diffusion limited electro-oxidation of the reduced form of the mediator at the surface of the working electrode; and

2. a meter in electrical connection with the electrodes and capable of measuring the diffusion limited current produced by oxidation of the reduced form of the mediator with the above-stated electrical potential difference is applied.

20 The meter will normally be adapted to apply an algorithm to the current measurement, whereby an analyte concentration is provided and visually displayed. Improvements in such power source, meter, and biosensor system are the subject of commonly assigned U.S. Pat. No. 4,963,814, issued Oct. 16, 1990; U.S. Pat. No. 4,999,632, issued Mar. 12, 1991; U.S. Pat. No. 4,999,582, issued Mar. 12, 1991;  
25 U.S. Pat. No. 5,243,516, issued Sep. 7, 1993; U.S. Pat. No. 5,352,351, issued Oct. 4, 1994; U.S. Pat. No. 5,366,609, issued Nov. 22, 1994; White et al., U.S. Pat. No. 5,405,511, issued Apr. 11, 1995; and White et al., U.S. Pat. No. 5,438,271, issued Aug. 1, 1995, the disclosures of which are expressly incorporated herein by reference.

Many fluid samples may be analyzed. For example, human body fluids such  
30 as whole blood, plasma, sera, lymph, bile, urine, semen, cerebrospinal fluid, spinal fluid, lacrimal fluid and stool specimens as well as other biological fluids readily apparent to one skilled in the art may be measured. Fluid preparations of tissues can also be assayed, along with foods, fermentation products and environmental

substances, which potentially contain environmental contaminants. Preferably, whole blood is assayed with this invention.

After reaction is complete, a power source (e.g., a battery) applies a potential difference between electrodes. When the potential difference is applied, the amount of oxidized form of the mediator at the auxiliary electrode and the potential difference must be sufficient to cause diffusion-limited electro-oxidation of the reduced form of the mediator at the surface of the working electrode. A current measuring meter (not shown) measures the diffusion-limited current generated by the oxidation of the reduced form of the mediator at the surface of the working electrode. The measured current may be accurately correlated to the concentration of the analyte in sample when the following requirements are satisfied:

1. The rate of oxidation of the reduced form of the mediator is governed by the rate of diffusion of the reduced form of the mediator to the surface of the working electrode.
2. The current produced is limited by the oxidation of reduced form of the mediator at the surface of the working electrode.

To manufacture biosensor 10 a roll of metallized film is fed through guide rolls into an ablation/washing and drying station. A laser system capable of ablating substrate 14 is known to those of ordinary skill in the art. Non-limiting examples of which include excimer lasers, with the pattern of ablation controlled by mirrors, lenses, and masks. A non-limiting example of such a system is the LPX-300 or LPX-200 both commercially available from LPKF Laser Electronic GmbH, of Garbsen, Germany.

In the laser ablator, the metallic layer of the metallized film is ablated in a pre-determined pattern, to form an electrode set ribbon. The metallized film is further ablated, after the electrode pattern is formed to create recess 34 positioned adjacent to the pattern. The ribbon is then passed through more guide rolls, with a tension loop and through an optional optical or electrical inspection system. This inspection system is used for quality control in order to check for defects.

Reagent 20 is compounded and applied in a liquid form to the center of area 78 at a dispensing and drying station. Reagent application techniques are well known to one of ordinary skill in the art as described in U.S. Patent No. 5,762,770, the disclosure of which is incorporated herein by reference. It is appreciated that reagent

may be applied to area 78 in a liquid or other form and dried or semi-dried onto the center of area 78 in accordance with this disclosure.

In addition, a thermoset adhesive coated roll of cover material is fed into a slitting and punching station to punch opening 60 in cover material. The cover material is then slit into the appropriate width for a row of biosensors 10. The adhesive-coated cover material is fed into a sensor assembly station along with the reagent-coated bottom substrate.

In the sensor assembly station, the thermoset adhesive-coated side of the cover material is placed on substrate 14 so that the cover material covers array 80. Next, a hot iron (not shown) of appropriate desirable channel shape and size is placed upon surface 50 of cover material to heat seal sealed portion 36 to substrate 14. Since iron does not heat the thermoset adhesive that is adjacent to unsealed portion 38, channel 40 is formed by default between unsealed portion 38 of cover 12 and substrate 14. The sides of channel 40 are defined by interior border 66 of sealed portion 36. Once channel 40 is formed, the assembled material is fed into a sensor cutting and packing station to form individual biosensors 10, which are sorted and packed into vials, each closed with a stopper, to give packaged sensor strips.

In use, a user of biosensor 10 places a finger over opening 60. The liquid blood sample flows through opening 60 as shown by arrow 42 in Figs. 4-5. Capillary forces pull the liquid sample from opening 60 through channel 40 toward end 54 of cover 12 as shown by arrow 44. The liquid blood sample dissolves reagent 20 and engages electrode array 80, where the electrochemical reaction takes place. The processes and products described above include disposable biosensor, especially for use in diagnostic devices. Also included, however, are electrochemical sensors for non-diagnostic uses, such as measuring an analyte in any biological, environmental, or other sample. As discussed above, biosensor 10 can be manufactured in a variety of shapes and sizes.

A biosensor 110 is provided in accordance with another aspect of this invention and is illustrated in Fig. 7. Biosensor 110 is constructed of materials similar to biosensor 10 and is formed to include a cover 112 that has an opening 160 that is designed to aid in the spreading of the liquid sample in channel 40. See Fig. 6. Opening 160 of cover 112 includes three generally tri-angular segments 162, 164, 166 that are each defined by a concave outer segment 168 and side walls 170, 172 that converge toward outer segment 168. Referring now to Fig. 7, opening 160 is spaced-

apart from electrode array 80 when biosensor 110 is assembled. It is appreciated, however, that opening 160 can be located in a number of locations in accordance with this disclosure.

Like cover 12, cover 112 and substrate 14 are sealed together in a pre-determined pattern such that sealed portion 36 cooperates with unsealed portion 38 to define, by default, capillary channel 40 that extends between opening 160 and end 54 of cover 112. Additionally, as shown in Figs. 7, sealed portion 136 does not extend to edges 56, 58 of cover 112. Therefore, unsealed gaps similar to gaps 62, 64, as shown in Fig. 4, exist between edges 30, 56 and edges 32, 58 respectively. Sealed portion 36 of cover 112 is coupled to substrate 14 by an adhesive such as a thermoset adhesive as described above with reference to biosensor 10. It is appreciated that cover 112 may be coupled to bottom substrate 14 using a wide variety of commercially available adhesives or with welding (heat or ultrasonic) in accordance with this disclosure.

Biosensor 110 is constructed and used in a manner similar to biosensor 10 as described above, except that opening 160 is shaped differently than opening 60. In addition, the height and width of the channel formed between unsealed portion 38 of cover 112 and substrate 14 is similar to that of biosensor 10 as described above.

As shown in Fig. 9, a side-dose biosensor 210 is provided in accordance with another aspect of this invention. Biosensor 210 is constructed of materials similar to biosensor 10 and includes a cover 212, a bottom substrate 214, and electrically conductive tracks 16, 18. Referring now to Fig. 8, cover 212 of biosensor 210 includes openings 260, 262 formed in edges 56, 58 respectively. Each opening 260, 262 includes a disrupted concave surface 262. When cover 212 is coupled to substrate 214, as shown in Fig. 9, openings 260, 262 are spaced-apart from electrode array 80. It is appreciated, however, that openings 260, 262 can be located in a number of locations in accordance with this disclosure.

Edges 30, 32 of bottom substrate 214 have generally concave notches 222, 224 adjacent to end 26 in order to accommodate a user's finger. Notches 222, 224 are positioned in general alignment with openings 260, 262 in cover 212 upon assembly of biosensor 210. It is appreciated that biosensor 210 may be formed without notches, or that notches may take on any number of shapes in accordance with this disclosure.

As shown in Fig. 9, cover 212 and substrate 214 are sealed together in a pre-determined pattern to form spaced-apart sealed portions 236 that extend between edges 56, 58. Sealed portions 236 each have an interior border 266 and an exterior

border 268. Sealed portion 236 of cover 212 is coupled to substrate 214 by an adhesive such as a thermoset adhesive as described above with reference to biosensor 10. It is appreciated that cover 212 may be coupled to bottom substrate 214 using a wide variety of commercially available adhesives or with welding (heat or ultrasonic) in accordance with this disclosure.

Each interior border 266 of sealed portion 336 has opposite outer segments 270, an inner segment 272, and transition segments 274 that converge from each outer segment 270 toward inner segment 272. Therefore, by default, an unsealed portion 238 that is positioned between sealed portions 236 defines a capillary channel 240 between notches 260, 262 of substrate 214 and openings 260, 262 of cover 212. The height of channel 240 is similar to that of channels 40, 140 as described above with reference to biosensor 10, 110. The width of channel 240, however, varies as it converges from outer segments 270 toward inner segments 272. The width of channel between outer segments 270 of channel 240 is about 100  $\mu\text{m}$  to about 5000  $\mu\text{m}$ , preferably 1000  $\mu\text{m}$  to about 4000  $\mu\text{m}$ , most preferably about 1500  $\mu\text{m}$  to about 3000  $\mu\text{m}$ . The width of channel 240 between inner segments 272 is about 50  $\mu\text{m}$  to about 4000  $\mu\text{m}$ , preferably about 500  $\mu\text{m}$  to about 3000  $\mu\text{m}$ , most preferably about 1000  $\mu\text{m}$  to about 2500  $\mu\text{m}$ .

To manufacture biosensor 210 a roll of metallized film is fed through guide rolls into an ablation/washing and drying station as described above with reference to biosensor 10 to form an electrode set ribbon and to create recess 34 positioned adjacent to the pattern. Thermoset adhesive coated rolls of cover material are fed into a slitting and punching station where openings 260, 262 are punched in cover material. In addition, the adhesive-coated cover material is slit into the appropriate width for a row of biosensors 10. Next, the adhesive-coated cover material is fed into a sensor assembly station along with the reagent-coated bottom substrate.

In the sensor assembly station, the thermoset adhesive-coated side of the cover material is placed on the substrate material so that the notches 222, 224 are aligned with openings 260, 262 as shown in Fig. 9. Next, spaced-apart irons (not shown) of appropriate desirable channel shape and size are placed upon surface 50 of cover material to couple sealed portion 236 to substrate 214. Again, unsealed portion 238 is not exposed to the heat of the iron, and therefore is not coupled to bottom substrate 214. Therefore, channel 240 is formed between cover 212 and substrate 214 and formed to extend between openings 260, 262. Once channel 240 is formed, the



assembled material is fed into a sensor cutting and packing station where the material is cut to form individual biosensors 210, which are sorted and packed into vials, each closed with a stopper, to give packaged sensor strips.

Referring now to Figs. 10-11, a biosensor 310 is formed in accordance with the present invention. Biosensor 310 has a cover 312, a bottom substrate 314, and a reagent 320. It is appreciated, however, that biosensor 310 can assume any number of shapes in accordance with this disclosure. Biosensor 310 is preferably produced from materials similar to those described with reference to biosensor 10. Biosensor 310, however, is formed to make a photometric measurement of an analyte in a biological fluid.

Cover 312 of biosensor 310 has two spaced apart openings 360, 362 extending between first and second surfaces 48, 50. First opening 360 is positioned adjacent to end 52 and has a first diameter and second opening 362 is positioned adjacent to end 54 and has a second diameter that is less than the first diameter of first opening 360. The first diameter is about 5 mm more preferably about 3mm and most preferably about 2.5 mm. Second diameter of second opening 262 is about 3 mm, preferably about 2.5 mm, and most preferably about 1.5 mm. It is appreciated that the shapes and sizes of openings 360, 362 can vary in accordance with this disclosure. Additionally, second surface 50 of cover 12 is printed with a circle 364 extending about first opening 360 to serve as an indicator to the user as where to deposit the liquid sample. It is appreciated that cover 312 may be formed without printed circle 364 of that second surface 50 may be printed with a variety of product labeling or instructions for use in accordance with this disclosure.

End 26 of bottom substrate 314 is generally curved in shape as shown in Fig. 10. In addition, first surface 22 of substrate 314 is printed with spaced-apart markings 366 that serve to indicate to a user where to grip biosensor 310 and with an arrow 368 to indicate to a user the direction to slide biosensor 310 into a meter (not shown). Illustratively, markings 366 are shaped as diamonds. It is appreciated, however, that biosensor 310 may be formed without markings and/or arrow, or that markings and/or arrow can be a variety of shapes and sizes and may be appear in a variety of numbers in accordance with this disclosure.

As shown in Fig. 11, cover 312 is coupled to substrate 314 so that sealed portion 336 has an interior border 366 and an exterior border 368. Interior border 366 includes opposite sides 370 that converge from first opening 360 toward second

opening 362. Exterior borders 368 are generally linear and lie spaced-apart from edges 56, 58 to form unsealed portions 337 of cover 312. Unsealed portions 337 of cover 12 form gaps (not shown, but which are similar to gas 62, 64 as shown in Fig. 4), between cover 312 and substrate 314. In addition, it is appreciated that the shape and size of borders 366, 368 can vary in accordance with this disclosure.

Opposite sides 370 of interior border cooperates with cover 312 and substrate 314 to define a capillary channel 340 extending between apertures 360, 362. Cover 312, substrate 314, and interior border 366 of sealed portion 36 define channel 340. The converging channel 340 exposes the liquid sample that is applied to biosensor 310 through opening 360 to greater capillary forces as it moves toward reagent 320. Channel 340 has a height similar to that of channel 40 as described above with reference to biosensor 10.

The following example is given for the purpose of illustrating a reagent suitable for use with biosensor 310 that is formed to test cholesterol.

0.117 g methyl hydroxpropylcellulose (Culminal MHPC 8800)  
7.000 g titanium dioxide  
0.138 g monopotassium dihydrogen phosphate  
0.479 g disodium monohydrogen phosphate hydrate  
3400 U cholesterol esterase  
5000 U cholesterol oxidase  
 $7 \times 10^4$  U peroxidase  
0.476 g. sodium dioctyl sulphosuccinate

are dissolved in 70 ml. water. There are then successively homogeneously incorporated

14.0 g cellulose  
8.4 g polyvinyl propionate dispersion.

Finally, there is added:

0.66 g 3,3',5,5'-tetramethylbenzidine, dissolved in 1.6 ml acetone.

This batch is coated in approximately 300  $\mu$  thick layer onto bottom substrate 314.

For a further description, see U.S. Patent No. B1 4,477,575, to Vogel et al. the disclosure of which is expressly incorporated herein by reference. It is appreciated, that any number of photometric reagents may be used with biosensor 310 in accordance with the present invention.

To manufacture biosensor 310 a roll of non-metallized film of substrate material is fed into a slitting station where end 26 is formed to have a curve and into a printing station where markings 366 and arrow 368 are positioned on surface 22. In addition, the substrate material is fed into dispensing and drying station where reagent 5 320 is compounded and applied in a liquid form to the center of area 78. Rolls of cover material are fed into a slitting and lamination station where openings 360, 362 are punched in cover material. The thermoset adhesive is also applied to one side of the cover material. The other side 50 of cover 312 is marked with circle 364 in printing station. In addition, the adhesive-coated cover material is slit into the 10 appropriate width for each biosensor 10. Next, the adhesive-coated cover material is fed into a sensor assembly station along with the reagent-coated bottom substrate.

In the sensor assembly station, the thermoset adhesive-coated side of the cover material is placed on the substrate material so that second opening 362 is aligned with reagent 320 as shown in Fig. 11. Next, spaced-apart irons (not shown) are placed 15 upon surface 50 of cover material to couple sealed portion 336 to substrate 214. Again, unsealed portions 338, 337 are not exposed to the heat of the iron, and are not coupled to bottom substrate 314. Therefore, channel 340 is formed between cover 312 and substrate 314 and formed to extend between openings 360, 362. Once channel 340 is formed, the assembled material is fed into a sensor cutting and packing 20 station where the material cut to form individual biosensors 310, which are sorted and packed into vials, each closed with a stopper, to give packaged sensor strips.

Although the invention has been described in detail with reference to a preferred embodiment, variations and modifications exist within the scope and spirit of the invention, on as described and defined in the following claims.

What is claimed is:

1. A biosensor comprising:  
a substrate,  
a reagent positioned on the substrate, and  
5 a cover including a top side and a generally flat bottom side, the bottom side being coupled to the substrate to define a sealed portion and an unsealed portion, the unsealed portion cooperating with the substrate to define a channel extending across the reagent.
2. The biosensor of claim 1, wherein the cover includes an opening and  
10 the channel extends between the opening and the reagent.
3. The biosensor of claim 2, wherein the cover includes opposite ends and the channel extends between the opening and one of the ends.
4. The biosensor of claim 2, wherein the cover includes a second opening and the channel extends between the first and second openings.
- 15 5. The biosensor of claim 4, wherein the cover includes opposite edges and one opening is formed in each of the opposite edges.
6. The biosensor of claim 5, wherein each opening is defined by a disrupted concave surface.
7. The biosensor of claim 1, wherein the cover includes a second opening  
20 that is aligned with the reagent.
8. The biosensor of claim 7, wherein the channel converges from the first opening toward the second opening.
9. The biosensor of claim 1, further comprising electrodes positioned on the substrate and the channel extends across at least a portion of the electrodes.
- 25 10. The biosensor of claim 9, wherein the cover includes an opening to the channel that is spaced-apart from the electrodes.
11. The biosensor of claim 1, wherein the channel has a height that is less than 10  $\mu\text{m}$ .
12. The biosensor of claim 1, further comprising an adhesive positioned  
30 between the cover and the substrate.
13. A biosensor comprising:  
a substrate,  
a reagent positioned on the substrate, and

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a cover having a top side and a generally flat bottom side, and an opening extending between the top and bottom sides, the bottom side being coupled to the substrate to define a sealed portion and an unsealed portion, the unsealed portion cooperating with the substrate to define a channel extending between the opening and the reagent.

14. The biosensor of claim 13, wherein the sealed portion has an interior border that is generally U-shaped.

15. The biosensor of claim 14, further comprising electrodes positioned on the substrate and at least a portion of the electrodes are positioned in the channel.

15. The biosensor of claim 13, wherein the sealed portion has an interior border that converges from the opening toward the reagent.

16. The biosensor of claim 13, wherein the cover includes two openings and the channel extends between the openings.

17. The biosensor of claim 16, wherein the cover includes opposite edges and the openings intersect the edges respectively.

18. The biosensor of claim 16, wherein the substrate includes notches that are aligned with the openings in the cover.

19. The biosensor of claim 16, wherein the sealed portion has an interior border that converges from the first opening toward the second opening.

20. A method of forming a biosensor having a capillary channel, the method comprising the steps of:

providing a substrate,

providing a cover having a top surface and a bottom surface,

placing a thermoset adhesive on the bottom surface of the cover,

placing the adhesive-coated bottom surface on the substrate, and

heating portions of the thermoset adhesive to couple the bottom side to the substrate to define a sealed portion and an unsealed portion, the unsealed portion cooperating with the substrate to define a channel extending across the reagent.

21. The method of claim 20, further comprising the step of placing electrodes on the substrate.

## ABSTRACT OF THE DISCLOSURE

A biosensor is provided that comprises a substrate, a reagent positioned on the substrate, and a cover including a top side and a generally flat bottom side. The bottom side is coupled to the substrate to define a sealed portion and an unsealed portion. The unsealed portion cooperates with the substrate to define a channel extending across the reagent.

[illegible]



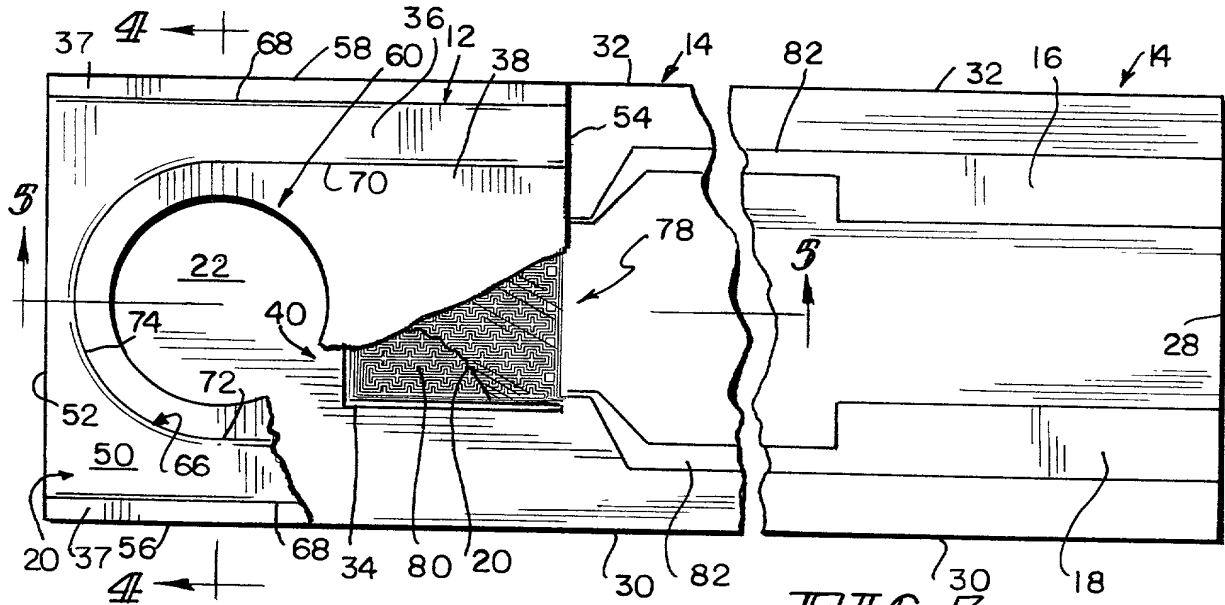


FIG. 3

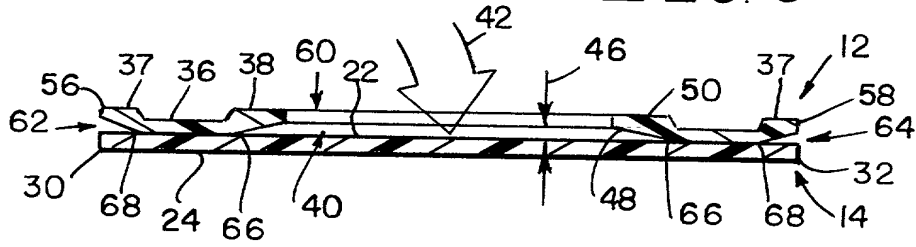


FIG. 4

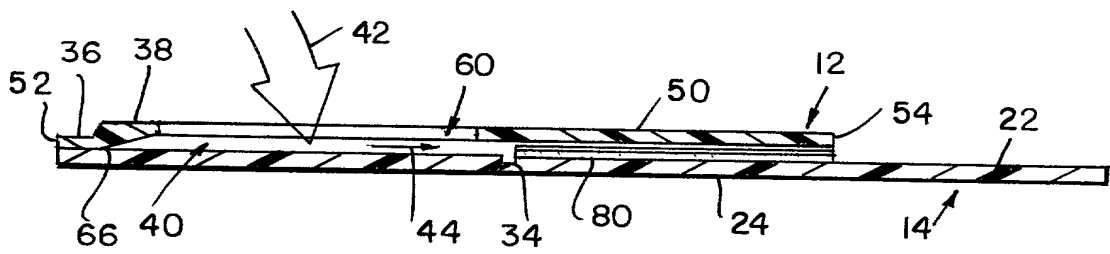
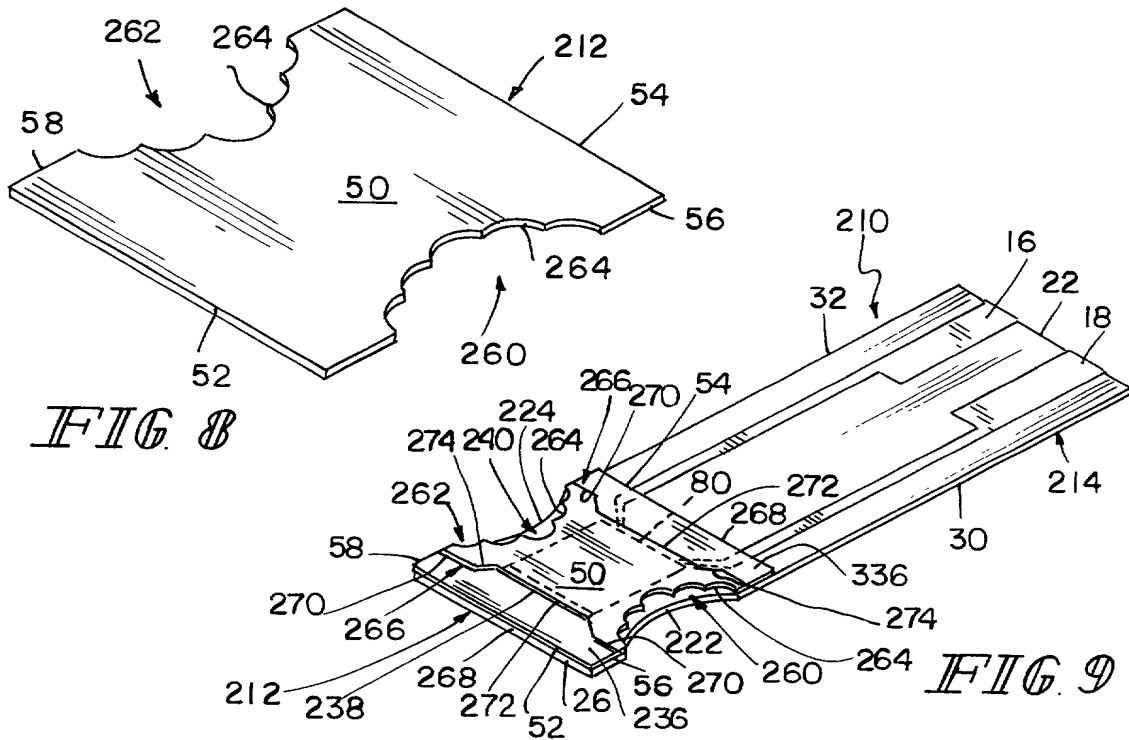
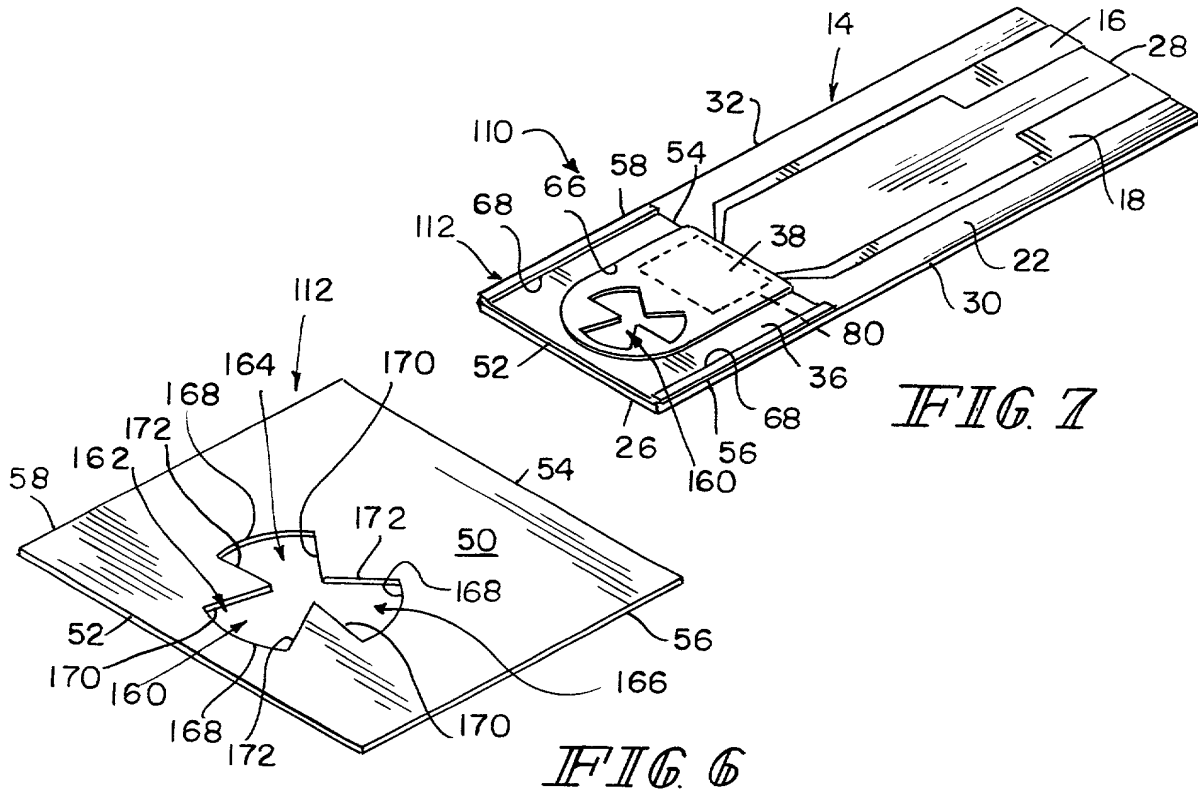
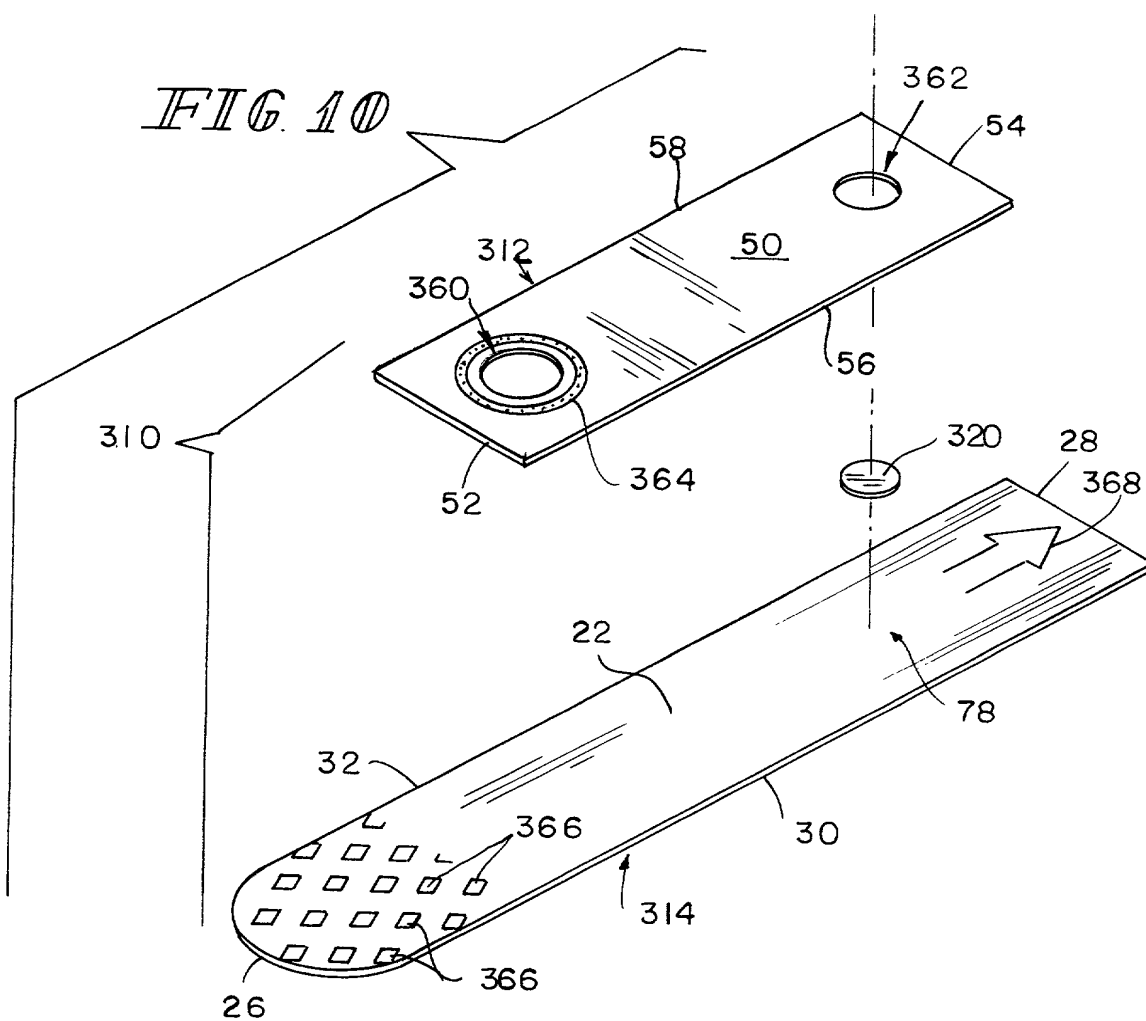
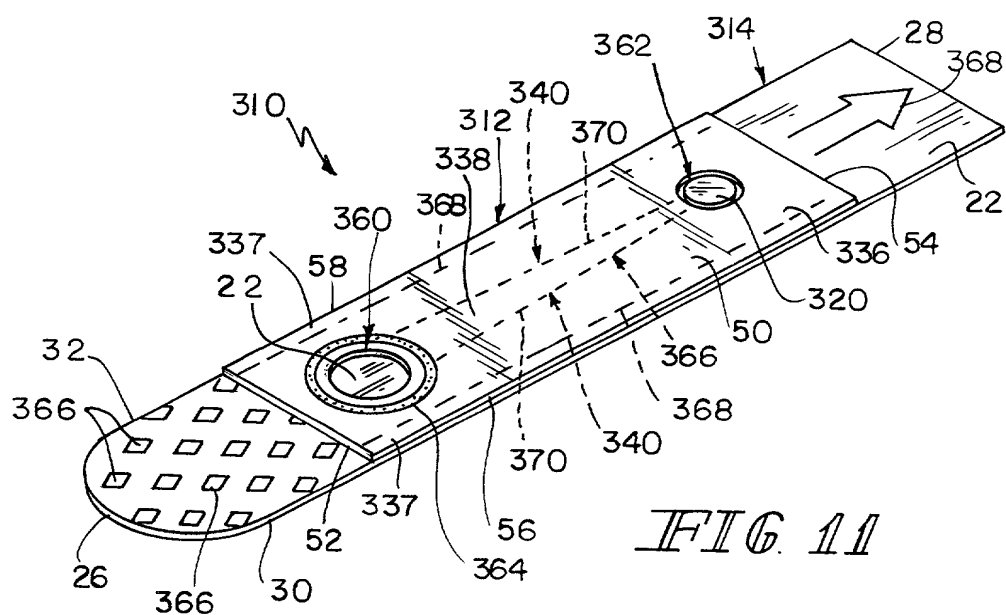


FIG. 5







**Declaration and Power of Attorney For Patent Application****English Language Declaration**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

BIOSENSOR

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International

Application Number \_\_\_\_\_

and was amended on \_\_\_\_\_  
(if applicable )

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)

☐

☐

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I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Serial No.)      (Filing Date)

\_\_\_\_\_  
(Application Serial No.)      (Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined, in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

\_\_\_\_\_  
(Application Serial No.)      (Filing Date)      (Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)      (Filing Date)      (Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)      (Filing Date)      (Status)  
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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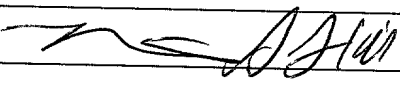
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Full Name fifth inventor
Fifth inventor's signature _____ Date _____
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